

U.S.S.N. 09/779,957

Filed: February 9, 2001

RESPONSE TO RESTRICTION REQUIREMENT

express multiple genes in cells; and Group III, claims 1-2, 5-11, 15-16, and 19-25, drawn to a DNA construct for mammalian cells and a method for using the construct to express multiple genes in cells.

In response, applicants elect Group II, claims 1, 2, 6-16, 18, and 20-28, with traverse.

Upon allowance of the linking claims, the Examiner has asserted that the restriction requirement relating to the "linked inventions" will be withdrawn and the claims depending from the "linking claims" will be entitled to examination. However, the non-linking claims are specific species claims directed to: 1) bacterial and yeast cells; 2) plant cells; and 3) mammalian cells. These are species of cells. The generic claims are 1 and 15, directed to, *inter alia*, various types of cells amenable to multiple gene expression. Applicants submit that this is an improper restriction requirement and that an *election of species* is necessary.

Favorable consideration of claims 1-28 is earnestly solicited.

Respectfully submitted,



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Date: August 16, 2002

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